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SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1936

No. 228

THE CHIPPEWA INDIANS OF MINNESOTA,
Appellants,

vs.

THE UNITED STATES AND THE RED LAKE BAND OF CHIPPEWA INDIANS OF MINNESOTA (INTERVENORS).

APPEAL FROM THE COURT OF CLAIMS.

STATEMENT AS TO JURISDICTION.

WEBSTER BALLINGER,
BALDWIN, HOLMES, MAYALL & REAVILL,
Counsel for Appellants.

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STATEMENT AS TO JURISDICTION.

(Filed July 8, 1936.)

In support of their application for the allowance of an appeal from the judgment entered in the above entitled cause, plaintiffs above named, in compliance with Rule 12 of the Rules of the Supreme Court of the United States, file this statement of the basis upon which it is contended that said Supreme Court has jurisdiction upon such appeal to review the judgment in question.

The statutory provision believed to sustain such jurisdiction is the Joint Resolution of Congress approved June

22, 1936, entitled "Joint Resolution to carry out the intent of Congress with reference to the claims of the Chippewa Indians of Minnesota against the United States" (Public Resolution No. 121, 74th Congress, 2nd Session).

This case was brought and prosecuted in the Court of Claims under the Special Jurisdictional Act, approved May 14, 1926 (44 Stat. 555), referred to in the preamble of said Joint Resolution.

Jurisdiction in the Supreme Court to review said judgment upon said appeal is believed to exist under the express language of said Joint Resolution. Jurisdiction does not depend upon any determination as to validity of any state statute, or any statute or treaty of the United States.

The case of *Sisseton and Wahpeton Bands* v. *United States*, 277 U. S. 424, involving similar litigation, and similar jurisdictional legislation, is believed to sustain the jurisdiction claimed.

The date of the judgment sought to be reviewed is April 8, 1935. The date of presentation of the application for an appeal therefrom is July 7th, 1936.

WEBSTER BALLINGER,
Washington, D. C., and
BALDWIN, HOLMES, MAYALL
& REAVILL,
Duluth, Minnesota,
Attorneys for the Chippewa
Indians of Minnesota,
Plaintiffs-Appellants.